

103D CONGRESS
1ST SESSION

S. 618

To amend the Immigration and Nationality Act to permit the admission to the United States of nonimmigrant students and visitors who are the spouses and children of United States permanent resident aliens, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 18 (legislative day, MARCH 3), 1993

Mr. RIEGLE (for himself, Mr. KENNEDY, Mr. SIMON, Mr. DECONCINI, Mr. HATFIELD, Mr. GLENN, Mr. ROBB, and Mr. LEVIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to permit the admission to the United States of nonimmigrant students and visitors who are the spouses and children of United States permanent resident aliens, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. ADMISSION OF CERTAIN “B” AND “F” VISA**
2 **NONIMMIGRANTS WHO ARE SPOUSES OR**
3 **CHILDREN OF UNITED STATES PERMANENT**
4 **RESIDENT ALIENS.**

5 Section 212 of the Immigration and Nationality Act
6 (8 U.S.C. 1182) is amended by adding at the end thereof
7 the following new subsection:

8 “(o)(1) Notwithstanding any other provision of law,
9 no alien—

10 “(A) who is the spouse or child of an alien law-
11 fully admitted for permanent residence to the United
12 States,

13 “(B) who seeks admission to the United States
14 for purposes of visiting the permanent resident
15 spouse or parent or for studying in the United
16 States, and

17 “(C) who is otherwise qualified,
18 may be denied issuance of a visa, or may be denied admis-
19 sion to the United States, as a nonimmigrant alien de-
20 scribed in section 101(a)(15)(B) who is coming to the
21 United States temporarily for pleasure or as a non-
22 immigrant alien described in section 101(a)(15)(F).

23 “(2) Whenever an alien described in paragraph (1)
24 seeks admission to the United States as a nonimmigrant
25 alien described in section 101(a)(15)(B) who is coming
26 temporarily for pleasure or as a nonimmigrant alien de-

1 scribed in section 101(a)(15)(F), the fact that a petition
2 has been filed on the alien's behalf for classification of
3 the alien as an alien lawfully admitted for permanent resi-
4 dence shall not constitute evidence of the alien's intention
5 to abandon his or her foreign residence.

6 “(3) Notwithstanding any other provision of law, any
7 alien—

8 “(A) who is issued a nonimmigrant visa under
9 paragraph (1),

10 “(B) who was admitted to the United States,
11 and

12 “(C) who remains in the United States longer
13 than the period authorized for such nonimmigrant
14 status,

15 shall be ineligible to receive an immigrant visa for a period
16 of up to one year after the alien's priority date has been
17 reached, as the Secretary of State may determine.”.

○